JC17 Rec'd PCT/PTO 28 JUN 2005

MODIFIED PTO/SB/08 A & B (06-03)

Substitute for Form 14	, 40 A & B/PTO		Complete it know 41020			
3403111416 101 1 0115 14	47 A & B/1 10		Application Number	Based on PCT/JP04/000366		
INFO	RMATION	DISCLOSURE	Confirmation Number	Unknown		
STAT	STATEMENT BY APPLICANT			June 28, 2005		
			First Named Inventor	Kenji FUJII		
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,	•	•	Examiner Name	Unknown Z. Ve Wili		
Sheet	1	of 1	Attorney Docket Number	O88147		

			U.S.	PATENT DOCU	JMENTS
	Cite No.1	Document l	Number		
Examiner Initials*		Number	Kind Code ³ (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document
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Uite	Foreign Patent Document			Publication Date	Name of Patentee or	
No.1	Country Code ³	Number ⁴	Kind Code ⁵ (if known)	MM-DD-YYYY	Applicant of Cited Document	Translation ⁶
	JP	2003-119127	Α	04-23-2003	KANEKA CORP	Abstract
	JР	10-287560	Α	10-27-1998	TAISHO PHARMACEUTICAL CO LTD	Abstract
	JР	10-53520	A	02-24-1998	TAKEDA CHEMICAL INDUSTRIES LTD	Abstract
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	JP	7-330593	Α	12-19-1995	CRESCENDO CORPORATION	Abstract
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	wo	98/07417	A	02-26-1998	KANEKA CORP	Abstract
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		NON PATENT LITERATURE DOCUMENTS	
Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city, and/or country where published.	Translation ⁶

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Examiner Signature	/Zohreh Vakili/ (10/29/2007)	Date Considered	720111ett Vakilli (10/29/2007)

[•] EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹Applicant's unique citation designation number (optional). ²See Kind Codes of USPTO Patent Documents at www.uspto.gov, MPEP 901.04 or in the comment box of this document. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST. 3). ⁴For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ³Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to indicate here if English language Translation is attached.

	Complete if Known		
Substitute for Form 1449 A & B/PTO	Application Number	10/541,020	
INFORMATION DISCLOSURE	Confirmation Number	4034	
THE OTHER PROPERTY.	Filing Date	June 28, 2005	
STATEMENT BY APPLICANT	First Named Inventor	Kenji FUЛІ	
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NON PATENT LITERATURE DOCUMENTS						
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¹Applicant's unique citation designation number (optional). ¹See Kind Codes of USPTO Patent Documents at www.uspto.gov, MPEP 901.04 or follow the hyperlink from the title of the document to the intranet. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST. 3). ⁴For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to indicate here if English language Translation is attached.

MODIFIED PTO/SB/08 A & B (08-03)

Substitute for Form 1440 A 8. P/PCO				Complete if Known			
Substitute for Form 1449 A & B/PTO			Application Number	10/541,020			
INFORMATION DISCLOSURE				Confirmation Number	4034		
			Filing Date	June 28, 2005			
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Sheet	1	of	1	Attorney Docket Number	Q88147		

			U.S. I	PATENT DOCUME	ENTS
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MODIFIED PTO/SB/08 A & B (08-03)

	Substitute for Form 1449 A & B/PTO		Complete if Known		
Substitute for Form 144	49 A & B/P10		Application Number	10/541,020	
INFO	DMATION	DISCLOSURE	Confirmation Number	4034	
		APPLICANT	Filing Date	10/541,020 4034 June 28, 2005 Kenji FUJII 1651 1614 To be assigned Z. VAKII	
<u> 51A1</u>	EMENT B	APPLICANI	First Named Inventor	Kenji FUJII	
(us	e as many sheet	s as necessary)	Art Unit		
			Examiner Name	To be assigned Z. Vakili	
Sheet	1	of 1	Attorney Docket Number	Q88147	

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/ZV/		Машковский М.Д., Лекирственные средства, М., ООО «Новая волна»,] .	
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1/		In rough translation:		
V		MASHKOVSKY, M.D., "Drug - Medicinal Compound," M, OOO, New Wave 2:187 (2001).		

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Applicant is to indicate here if English language Translation is attached.





PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Docket No: Q88147

Kenji FUJII, et al.

Appln. No.: 10/541,020

Group Art Unit: 16/4

Confirmation No.: 4034

Examiner: to be assigned Zohreh Vakili

Filed: June 28, 2005

For: FATIGUE REDUCING AGENT

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. §§ 1.97 and 1.98

MAIL STOP AMENDMENT

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

In accordance with the duty of disclosure under 37 C.F.R. § 1.56, Applicant hereby notifies the U.S. Patent and Trademark Office of the following document, a copy of which is enclosed, which the Examiner may deem material to patentability of the claims of the above-identified application:

A Communication from a Foreign Patent Office (English translation of the International Preliminary Report on Patentability for PCT/JP2004/000366 dated February 23, 2006).

This Communication cites and discusses a number of foreign language documents that were cited in the Information Disclosure Statement filed on June 28, 2005, and constitutes a further concise explanation of relevance for those documents.

INFORMATION DISCLOSURE STATEMENT

U.S. Appln. No.: 10/541,020

The present Information Disclosure Statement is being filed: (1) No later than three

months from the application's filing date; (2) Before the mailing date of the first Office Action

on the merits (whichever is later); or (3) Before the mailing date of the first Office Action after

filing a request for continued examination (RCE) under §1.114, and therefore, no Statement

under 37 C.F.R. § 1.97(e) or fee under 37 C.F.R. § 1.17(p) is required.

The submission of the listed documents is not intended as an admission that any such

document constitutes prior art against the claims of the present application. Applicant does not

waive any right to take any action that would be appropriate to antedate or otherwise remove any

listed document as a competent reference against the claims of the present application.

The USPTO is directed and authorized to charge all required fees, except for the Issue

Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any

overpayments to said Deposit Account.

Respectfully submitted,

Sheldon I. Landsman

Registration No. 25,430

l. Landsman

SUGHRUE MION, PLLC Telephone: (202) 293-7060

Facsimile: (202) 293-7860 WASHINGTON OFFICE

23373 CUSTOMER NUMBER

Date: June 21, 2006